

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

MARVIN LANGSTON,

Plaintiff/Counter-Defendant,

vs.

NO. 2:09-cv-02397

ALLSTATE INURANCE COMPANY,

Defendant/Counter-Plaintiff.

ORDER OF DISMISSAL WITHOUT PREJUDICE

On September 13, 2010, the Court entered a Voluntary Order of Nonsuit (D.E. #33) without prejudice against Defendant/Counter-Plaintiff Allstate Insurance Company (“Allstate”) with costs to be assessed against Plaintiff/Counter-Defendant Marvin Langston (“Langston”). Allstate has notified the Court that it does not wish to pursue its counter-claims against Langston. Accordingly, the Court **DISMISSES** Allstate’s counter-claims without prejudice and judgment shall enter accordingly.

IT IS SO ORDERED this 21st day of September, 2010.

s/Bernice Bouie Donald
BERNICE BOUIE DONALD
UNITED STATES DISTRICT COURT